

WISCONSIN LEGISLATIVE COUNCIL STAFF

RULES CLEARINGHOUSE

Ronald Sklansky
Director
(608) 266-1946

Richard Sweet
Assistant Director
(608) 266-2982



David J. Stute, Director
Legislative Council Staff
(608) 266-1304

One E. Main St., Ste. 401
P.O. Box 2536
Madison, WI 53701-2536
FAX: (608) 266-3830

CLEARINGHOUSE RULE 96-014

Comments

[NOTE: All citations to "Manual" in the comments below are to the Administrative Rules Procedures Manual, prepared by the Revisor of Statutes Bureau and the Legislative Council Staff, dated October 1994.]

2. Form, Style and Placement in Administrative Code

- a. In the treatment clause of SECTION 4, "as renumbered, is" may be replaced by "and."
- b. The format of s. RL 4.02 (6) and (7) assumes that the cited statutory provisions provide definitions of "examination fee" and "initial credential fee." That is not the case. Since it appears that the terms occur infrequently in the rule, perhaps they need not be defined. To the extent that reference to the statutory provisions is necessary elsewhere in the rule, reference can be made, for example, to an examination fee "established under s. 440.05 (1) (b), Stats.," and a similar reference can be used for an initial credential fee.
- c. In s. RL 4.04 (3) (e), "Examination fees." should follow "~~schedule~~" in the first sentence.
- d. In s. RL 4.04 (5), "(title)" and the title of sub. (5) should be deleted since the title is the same as the one in the current rule. In the second sentence, should "may" replace "will"?
- e. In s. RL 4.06 (1) (intro.), "any of the following occurs" should precede the colon.
- f. In s. RL 4.06 (3), "~~must~~ shall" should replace "must".

5. Clarity, Grammar, Punctuation and Use of Plain Language

- a. In s. RL 4.02 (8), should “examination” precede “services”?
- b. In s. RL 4.06 (1) (intro.), should “(e)examination” precede “fee”?
- c. Section RL 4.04 (3) (e) begins by referring to “Examination fees, other than initial credential fees.” This assumes that initial credential fees are examination fees. That does not appear to be the case and clarification may be in order.
- d. In s. RL 4.04 (5) (a), should “an authority of the state” be substituted for the first use of “Wisconsin” in both sentences? Regarding the other use of “Wisconsin,” note that reference in drafting is ordinarily made to “this state” or a variation thereof, rather than “Wisconsin.”
- e. In s. RL 4.04 (5) (b), it appears that “to those persons” should follow “examination.”